IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

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WRIT PETITION NO : 19843 of 2005

Between:

Achaiah Paidaiah, S/o. Ramaiah,
R/o. Rangapur Village, Mogullpalli Mandal, Warangal District.

..... PETITIONER

AND

1 The Superintendent of Police, Warangal District, Warangal.
2 The Sub-Inspector of Police, Parkala P.S., parkala, Warangal District.
3 Mandal Revenue Officer, parkala, Warangal District.
4 Gali Komuraiah, S/o. Mallaiah,
R/o. Rangapur Village, Mogullapalli Mandal, Warangal District.

.....RESPONDENTS

THE HONOURABLE SRI JUSTICE K.C.BHANU

W.P.NO.19843 OF 2005

ORDER:

This writ petition is filed seeking a writ of Mandamus to declare the action of the 2nd respondent in not registering the F.I.R. under Section 154(1) or under Section 154(3) by the 1st respondent against the 4th respondent either under Section 188 I.P.C. or any other provisions of law on the basis of the complaint lodged by the 3rd respondent on 8.12.2004 and the complaint lodged by the petitioner on 27.7.2005 and on 6.8.2005 as totally illegal, and consequently direct the respondents to register the F.I.R.

Heard the learned counsel for the petitioner, the learned Government Pleader for Home and the learned Government Pleader for Revenue.

A complaint has been lodged by the petitioner before the second respondent. It is for the second respondent to consider whether the complaint discloses the cognizable offence or not.

Therefore, without going into the merits of the case, the writ petition is disposed of directing the second respondent to register the case, if it discloses a cognizable offence. No order as to costs.

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K.C.BHANU,J

08/09/2005

Stp